

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

IN RE TRICOR DIRECT PURCHASER )	C.A. No. 05-340 (***)
ANTITRUST LITIGATION )	
)	
THIS DOCUMENT RELATES TO: )	(consolidated)
)	
ALL ACTIONS )	
)	
IN RE TRICOR INDIRECT PURCHASER )	
ANTITRUST LITIGATION )	C.A. No. 05-360 (***)
)	
THIS DOCUMENT RELATES TO: )	(consolidated)
)	
ALL ACTIONS )	
)	

**JOINT STATUS REPORT**

Pursuant to this Court's Scheduling Order dated October 27, 2005 (the "Scheduling Order"), Coordinated Direct Purchaser Plaintiffs, Indirect Purchaser Class Plaintiffs, and Indirect Purchaser Plaintiff Pacificare Health Systems, Inc. ("Pacificare"), (collectively "Plaintiffs"), and Defendants Abbott Laboratories ("Abbott"), Fournier Industrie et Sante, and Laboratories Fournier ("Fournier") (collectively, "Defendants"), by and through their counsel, hereby submit this Joint Status Report.

1. Pursuant to the Scheduling Order, the deadline for completion of fact discovery was October 31, 2006. By stipulated order entered on November 7, 2006, the Court extended the deadline to November 30, 2006 in order to allow additional time for certain specific written discovery responses and for completion of depositions noticed

prior to the deadline. C.A. No. 05-340 (D.I. 293); C.A. No. 05-340 (D.I. 278). As of the below date, this written discovery has been completed. Additionally, the parties are working in good-faith to quickly resolve an outstanding discovery issue related to the production of other lipid products by certain Direct Purchaser Plaintiffs.

2. By mutual agreement, certain depositions noticed prior to the October 31, 2006 discovery cutoff were scheduled after that date. As of the below date, there is only one deposition still outstanding: Direct Purchaser Plaintiff Eckerd is offering another Rule 30(b)(6) witness on March 2, 2007 in response to the Rule 30(b)(6) notice Defendants served in October 2006. The parties are working in good faith to complete this last deposition in a timely manner, and do not expect any depositions conducted after October 31, 2006 to impact any other scheduled deadline.

3. Pursuant to the Scheduling Order, Plaintiffs submitted opening expert reports on December 15, 2006. At Coordinated Direct Purchaser Plaintiffs' request, Defendants agreed to extend the due date for Dr. Alan Schwartzbard's expert report to January 15, 2007.

4. On January 10, 2007, the Court held a status conference in the above-referenced cases. As a result, the Court entered an Amended Scheduling Order dated February 2, 2007, which, *inter alia*, modified certain deadlines relevant to expert discovery, including the due dates for the submission of responsive and reply expert reports. Furthermore, pursuant to the instructions of the Court during the status conference, the parties have been negotiating a schedule of depositions for those experts from whom opening reports were submitted.

Dated: March 2, 2007

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**CERTIFICATE OF SERVICE**

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